

Message Text

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ORIGIN EB-11

INFO OCT-01 EUR-25 ISO-00 L-03 CAB-09 CIAE-00 COME-00

DODE-00 INR-10 NSAE-00 RSC-01 FAA-00 SS-20 NSC-10 H-03

DOE-00 /093 R

DRAFTED BY EB/OA/AVP:CHDUDLEY:DWL

APPROVED BY EB/OA/AVP:JASILBERSTEIN

FAA - MR. LUECKER (DRAFT)

FAA - MR. CARY (DRAFT)

FAA - MR. BLACKWELL (PHONE)

L/EB - MR. GAITHER (PHONE)

EUR/NE - MR. OWENS(PHONE)

----- 108989

P R 152058Z JAN 74

FM SECSTATE WASHDC

TO AMEMBASSY STOCKHOLM PRIORITY

AMEMBASSY BRUSSELS

INFO AMCONSUL FRANKFURT

UNCLAS STATE 008793

E.O. 11652: N/A

TAGS: ETRN, SW, BE

SUBJ: FAA INSPECTION OF MALMO STURUP AIRPORT

REF : (A) STOCKHOLM 4459; (B) STOCKHOLM 90

BRUSSELS FOR FAA/SWITZER, CORELLA; FRANKFURT FOR FAA/POWELL

1. IN CONSULTATION WITH DOS, FAA HAS EXAMINED CHANGES
PROPOSED IN REF A TO MOA, AND FURNISHES FOLLOWING TEXT OF
MESSAGE FOR EMBASSY TO PRESENT TO SWEDISH AVIATION
AUTHORITIES:

2. QUOTE. TO HENRIK WINBERG, DIRECTOR GENERAL, SWEDISH
BOARD OF CIVIL AVIATION.

IN RESPONSE TO YOUR LETTER OF DECEMBER 12, 1973 TO
AMERICAN EMBASSY/STOCKHOLM, THE FEDERAL AVIATION ADMINIS-
TRATION (FAA) WILL, SUBJECT TO AVAILABILITY OF PERSONNEL
AND UNDER THE TERMS AND CONDITIONS HEREUNDER, PERFORM
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FLIGHT INSPECTION SERVICES AND AN INSPECTION OF GROUND

FACILITIES FOR THE GOVERNMENT OF SWEDEN, BOARD OF CIVIL AVIATION (CIVILAIR), AT THE MALMO STURUP AIRPORT FOR THE PURPOSE OF DETERMINING WHETHER OR NOT THE ILS AND RELATED AIRPORT FACILITIES MEET CATEGORY II STANDARDS. CIVILAIR WILL ARRANGE SCHEDULES AND DATES FOR CONDUCTING THIS WORK WITH THE FAA EUROPE, AFRICA, MIDDLE EAST REGION, BRUSSELS, BELGIUM.

A. CIVILAIR WILL REIMBURSE FAA FOR THIS WORK AT THE RATE OF 818 DOLLARS PER AIRCRAFT FLIGHT HOUR FOR TYPE NA-265 AIRCRAFT OR ALTERNATIVELY, AT THE RATE OF 766 DOLLARS PER AIRCRAFT FLIGHT HOUR IF A TYPE T-29 AIRCRAFT IS UTILIZED. IT IS FURTHER STIPULATED THAT TOTAL COSTS OF THE AFOREMENTIONED WORK PERFORMED UNDER THIS AGREEMENT ARE NOT TO EXCEED 11,130 DOLLARS FOR FLIGHT INSPECTION SERVICES AND 310 DOLLARS FOR INSPECTION OF GROUND FACILITIES. FAA AIRCRAFT AND CREW WILL BE PROVIDED BY THE FAA FRANKFURT FLIGHT INSPECTION GROUP (FIG). QUALIFIED CIVILAIR PERSONNEL MAY ACCOMPANY THE AIRCRAFT DURING THE FLIGHT INSPECTION AT THE DISCRETION OF THE AIRCRAFT COMMANDER, IF SPACE IS AVAILABLE.

B. IN ADDITION TO AND AFTER COMPLETION OF THE AFOREMENTIONED SERVICES, THE FAA FURTHER AGREES TO PROVIDE FLIGHT INSPECTION SERVICES FOR A PERIOD OF ONE YEAR AS MAY BE REQUESTED BY CIVILAIR. THIS WORK WILL BE PERFORMED ON A REIMBURSABLE BASIS AT THE SAME AIRCRAFT HOURLY RATE AS INDICATED IN PARA A ABOVE AND IN ACCORDANCE WITH ALL APPLICABLE PROVISIONS OF THIS AGREEMENT.

C. GROUND EQUIPMENT WILL BE IN SUITABLE CONDITION FOR FLIGHT INSPECTION ON THE SCHEDULED DATES. A MINIMUM OF 21 DAYS ADVANCE NOTICE IS REQUIRED FOR CHANGE IN THE DATE OF SCHEDULED FLIGHTS.

D. CIVILAIR WILL PROVIDE FOR THE NECESSARY CLEARANCE FOR FLIGHTS DURING THE COURSE OF THE FLIGHT CHECK, MAKE AVAILABLE FUEL NECESSARY TO CONDUCT THE TESTS AND TO RETURN THE AIRCRAFT TO FRANKFURT, AND PROVIDE THE FAA UNCLASSIFIED

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WITH AN INVITATION WHICH WILL GRANT FAA AIRCRAFT TREATMENT AS STATE AIRCRAFT IN ACCORDANCE WITH SWEDISH REGULATIONS.

E. CIVILAIR WILL PROVIDE THE FOLLOWING: (1) A RESPONSIBLE ELECTRONICS ENGINEER AND OTHER NECESSARY FACILITY PERSONNEL TO BE PRESENT AT THE FACILITY DURING ALL FLIGHT INSPECTION OPERATIONS. (2) DETAILED CHARTS OF THE AREAS TO BE COVERED DURING FLIGHT INSPECTION AS REQUIRED AND

WHICH ARE NOT CURRENTLY AVAILABLE IN THE FAA FRANKFURT FIG OFFICE.

F. UPON COMPLETION OF THIS ASSIGNMENT, THE FAA WILL SUBMIT A BILL FOR ITS COSTS. CHARGES ARE PAYABLE BY US DOLLAR CHECK TO THE FAA. CIVILAIR AGREES TO ADVISE THE FAA AS TO THE OFFICE TO WHICH THE BILL IS TO BE SUBMITTED. AGREEMENT NUMBER NAT-I-305 HAS BEEN ASSIGNED TO IDENTIFY THE PROJECT.

G. CIVILAIR, ACTING ON BEHALF OF THE GOVERNMENT OF SWEDEN, AGREES TO HOLD FAA HARMLESS AGAINST ANY CLAIM BY CIVILAIR PARTICIPANTS OR THIRD PERSONS FOR PERSONAL INJURY, DEATH, OR PROPERTY DAMAGE ARISING OUT OF FAA SERVICE UNDER THIS AGREEMENT.

H. IF THE ABOVE PROPOSAL MEETS WITH YOUR APPROVAL, THIS MESSAGE AND YOUR REPLY THROUGH THE US EMBASSY/STOCKHOLM WILL CONSTITUTE A REIMBURSABLE AGREEMENT BETWEEN FAA AND CIVILAIR FOR THE SERVICES REQUESTED.

/S/ CHARLES O. CARY, FAA

END QUOTE

3. EMBASSY WILL NOTE THAT NEW TEXT INCLUDES ALL CHANGES REQUESTED BY CIVILAIR WITH EXCEPTION OF THEIR PROPOSED OMISSION OF THIRD PERSONS IN HOLD HARMLESS CLAUSE. REGARDING LIABILITY FOR PERSONAL INJURY, DEATH OR PROPERTY DAMAGE TO THIRD PERSONS ARISING OUT OF WORK UNDER PROPOSED AGREEMENT, FAA IS OF OPINION THAT PROVISION IS REASONABLE SINCE THE WORK PROPOSED UNDER THE AGREEMENT IS NOT GENERALLY PERFORMED BY FAA FOR OTHER THAN US NAVIGATION AIDS AND THE FLIGHT INSPECTION TO BE PERFORMED UNCLASSIFIED

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IS FOR BENEFIT OF GOS AT ITS OWN REQUEST. FAA IS THEREFORE OF THE VIEW THAT COUNTRY REQUESTING THE SERVICES SHOULD BE RESPONSIBLE FOR ALL POSSIBLE COSTS THAT COULD ARISE FROM THE WORK TO BE PERFORMED. INCLUDED IN THAT COST WOULD BE INSURANCE EXPENSES OR LIABILITY COSTS FOR ANY DAMAGE WHICH MIGHT ARISE DURING PERFORMANCE OF THE SERVICE.

4. REQUEST EMBASSY/STOCKHOLM TELEGRAPH SWEDISH REPLY TO DEPARTMENT FOR FAA, INFO FAA/BRUSSELS AND FRANKFURT. I E E E E E E

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AVIATION, AIR TRAFFIC, CIVIL AVIATION, AIRPORTS, FLIGHT CLEARANCES, AIR ROUTES, AVIATION AGREEMENTS, AVIATION REGULATIONS, FLIGHT INFORMATION
Control Number: n/a
Copy: SINGLE
Draft Date: 15 JAN 1974
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1974STATE008793
Document Source: CORE
Document Unique ID: 00
Drafter: CHDUDLEY:DWL
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: n/a
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1974/newtext/t19740140/aaaablpa.tel
Line Count: 159
Locator: TEXT ON-LINE
Office: ORIGIN EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: (A) STOCKHOLM 4459; (B) STOCKHOLM 90
Review Action: RELEASED, APPROVED
Review Authority: golinofr
Review Comment: n/a
Review Content Flags: ANOMALY
Review Date: 25 FEB 2002
Review Event:
Review Exemptions: n/a
Review History: RELEASED <25 FEB 2002 by chappeld>; APPROVED <28 MAY 2002 by golinofr>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: NATIVE
Subject: FAA INSPECTION OF MALMO STURUP AIRPORT
TAGS: ETRN, SW, BE
To: STOCKHOLM BRUSSELS
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005